

1 Martha G. Bronitsky
2 Chapter 13 Standing Trustee
3 Po Box 5004
4 Hayward, CA 94540
5 (510) 266 - 5580

6 Trustee for Debtor(s)

7
8 UNITED STATES BANKRUPTCY COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION

11 In re

12 Heather Ann Roden

13 Chapter 13 Case No. 23-41423-CN 13

14 debtor(s)

15 **Trustee's Motion to Dismiss Chapter 13 Case for Unreasonable Delay that is Prejudicial to
16 Creditors; Declaration and Notice and Opportunity to Object**

17 TO DEBTOR(S) AND DEBTOR(S)' ATTORNEY OF RECORD:

18 Martha G. Bronitsky, Chapter 13 Standing Trustee, files this Motion to Dismiss pursuant to 11 U.S.C.

19 Section 1307(c)(1) upon the debtor(s)' unreasonable delay that is prejudicial to creditors.

20 1. Debtor(s) failed to appear at the Meeting of Creditors held on January 04, 2024.

21 TO AVOID DISMISSAL

22 Within 21 days of this notice, YOU MUST resolve the issue or file an opposition/request for
23 hearing detailing why the case should not be dismissed stating specific actions you have taken or will
24 take to resolve the issue.

25 You should contact your attorney immediately to be advised of your legal options.

26 If you do not timely take action, YOUR CASE MAY BE DISMISSED WITHOUT
27 FURTHER NOTICE OR HEARING.

1 PURSUANT TO LOCAL BANKRUPTCY RULE 9014-1(b)(3)(A) NOTICE IS HEREBY GIVEN:
2 Any objection to the requested relief, or a request for hearing on the matter, must be filed and served upon
3 the initiating party with 21 days of the mailing of notice; any objection or request for hearing must be
4 accompanied by any declarations or memoranda of law any requesting party wishes to present in support of
5 its position; if there is no timely objection to the requested relief or a request for hearing, the court may
6 enter an order granting relief by default.

7 In the event of a timely objection or request for hearing, (either): the initiating party will give at
8 least seven days written notice of the hearing to the objecting or requesting party, and to any trustee or
9 committee appointed in the case; or the tentative hearing date, location, and time are "n/a".

10 I declare under penalty of perjury that the foregoing is true and correct.

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13 Date: January 08, 2024

/s/ Martha G. Bronitsky

14 Signature of Martha G. Bronitsky
Chapter 13 Standing Trustee

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have served a copy of the within and foregoing document on the debtor (s), counsel for debtor (s), and if applicable, the creditor, creditor representatives and the registered agent for the creditor by depositing it in the United States mail with first class postage attached thereto.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Heather Ann Roden Pro Per
16116 Paseo Largavista (Counsel for Debtor)
San Lorenzo, CA 94580
(Debtor(s))

Date: 1/8/2024

/s/ Elimary De Guzman

Elimary De Guzman